

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TENNESSEE  
WESTERN DIVISION

FILED BY JE D.C.

05 JUL 26 AM 9:28

TAMMIE JACKSON, et al.,

Plaintiffs,

vs.

THE HAMMER CORPORATION,  
et al.,

Defendants.

THOMAS M. GOULD  
CLERK, U.S. DISTRICT COURT  
W/D OF TENN. MEMPHIS

Civ. No. 04-2085-M1/P

ORDER DENYING WITHOUT PREJUDICE DEFENDANTS' AAA PHARMACEUTICAL,  
INC., AND THE HAMMER CORPORATION'S MOTION TO AMEND SCHEDULING  
ORDER

Before the court is defendants' AAA Pharmaceutical, Inc., and The Hammer Corporation's Motion to Amend Scheduling Order, filed July 18, 2005 (dkt #41). A review of the record reveals that the defendants did not file a certificate of consultation with their motion. Local Rule 7.2 requires that

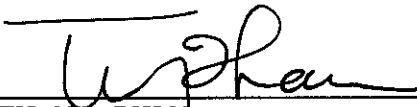
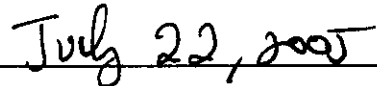
"[a]ll motions . . . shall be accompanied by a certificate of counsel . . . affirming that, after consultation between the parties to the controversy, they are unable to reach an accord as to all issues or that all other parties are in agreement with the action requested by the motion." Local Rule 7.2(a)(1)(B). Failure to file a Rule 7.2 certificate "may be deemed good grounds for denying the motion." *Id.*

Therefore, defendants' motion is DENIED, without prejudice.

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The defendants may renew their motion by refiling it with a certificate of consultation in compliance with Local Rule 7.2.

IT IS SO ORDERED.

  
\_\_\_\_\_  
TU M. PHAM  
United States Magistrate Judge  
  
\_\_\_\_\_  
Date



## Notice of Distribution

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Honorable Jon McCalla  
US DISTRICT COURT